



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 10  
1200 Sixth Avenue  
Seattle, Washington 98101

October 6, 2005

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

Reply To  
Attn Of: ORC-158

See List of Commenters

Re: **In the Matter of Robert E. Kerivan and Bridgeview Vineyards, Inc.**  
**EPA Docket No. CWA-10-2005-0124**

Dear Commenter:

Enclosed is a copy of a Consent Agreement and Proposed Final Order, in the matter referenced above. This document is being provided by certified mail, return receipt requested to all commenters who submitted comments on the issuance of the Administrative Complaint filed in this matter on March 25, 2005. In accordance with Section 309(g)(4)(C) of the Clean Water Act (CWA), 33 U.S.C. § 1319(g)(4)(C), and 40 C.F.R. § 22.45(c)(4), within 30 days of receipt of the Consent Agreement and Proposed Final Order, you may petition the Regional Administrator of the U.S. Environmental Protection Agency Region 10 (EPA) to set aside the Consent Agreement and Proposed Final Order on the basis that material evidence was not considered.

The petition must be sent to the following:

L. Michael Bogert (Original)  
Regional Administrator  
U.S. Environmental Protection Agency, Region 10  
1200 Sixth Avenue, RA-140  
Seattle, Washington 98101

Deborah E. Hilsman (Copy)  
U.S. Environmental Protection Agency, Region 10  
1200 Sixth Avenue, ORC-158  
Seattle, Washington 98101

Clarence H. Greenwood, Esq. (Copy)  
Black Helterline  
1900 Fox Tower  
805 Southwest Broadway  
Portland, OR 97205-3359

A copy of 40 C.F.R. § 22.45 is enclosed for your reference.

Thank you for your interest in this matter. Please contact me at 206-553-1810, if you have any questions concerning the Consent Agreement and Proposed Final Order or the 40 C.F.R. § 22.45(c)(4) procedures.

Sincerely,



Deborah E. Hilsman  
Assistant Regional Counsel

Enclosures

cc: Clarence Greenwood, Esq.  
Yvonne Vallette, OOO



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 10  
1200 Sixth Avenue  
Seattle, Washington 98101

November 14, 2005

FIRST CLASS MAIL

Reply To  
Attn Of: ORC-158

Kathleen Humphrey  
9545 Takilma Road  
Cave Junction, OR 97523

Re: In the Matter of Robert E. Kerivan and Bridgeview Vineyards, Inc.  
EPA Docket No. CWA-10-2005-0124

Dear Ms. Humphrey :

Enclosed is a copy of a Consent Agreement and Proposed Final Order, in the matter referenced above. This document was sent to you on October 6, 2005, by certified mail, return receipt requested as one of the commenters who had submitted comments on the issuance of the Administrative Complaint filed in this matter on March 25, 2005. The package sent to you by certified mail was returned to EPA on October 28, 2005, as unclaimed.

To ensure that you are provided with the opportunity under Section 309(g)(4)(C) of the Clean Water Act (CWA), 33 U.S.C. § 1319(g)(4)(C), and 40 C.F.R. § 22.45(c)(4), to petition the Regional Administrator of the U.S. Environmental Protection Agency Region 10 (EPA) to set aside the Consent Agreement and Proposed Final Order on the basis that material evidence was not considered, the October 6, 2005 cover letter and Consent Agreement and Proposed Final Order is being resent to you by first class mail. If you intend to petition the Regional Administrator to set aside the Consent Agreement and Proposed Final Order, then EPA must receive your petition by December 19, 2005.

The petition must be sent to the following:

L. Michael Bogert  
Regional Administrator  
U.S. Environmental Protection Agency, Region 10  
1200 Sixth Avenue, RA-140  
Seattle, Washington 98101

(Original)

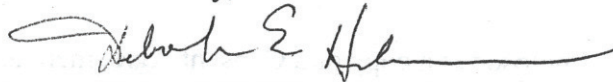
Deborah E. Hilsman (Copy)  
U.S. Environmental Protection Agency, Region 10  
1200 Sixth Avenue, ORC-158  
Seattle, Washington 98101

Clarence H. Greenwood, Esq. (Copy)  
Black Helterline  
1900 Fox Tower  
805 Southwest Broadway  
Portland, OR 97205-3359

A copy of 40 C.F.R. § 22.45 is enclosed for your reference.

Thank you for your interest in this matter. Please contact me at 206-553-1810, if you have any questions concerning the Consent Agreement and Proposed Final Order or the 40 C.F.R. § 22.45(c)(4) procedures.

Sincerely,



Deborah E. Hilsman  
Assistant Regional Counsel

Enclosures

cc: Clarence Greenwood, Esq.  
Yvonne Vallette, OOO



## List of Commenters

Gordon R. Lyford  
P.O. Box 118  
O'Brien, OR 97534

Barry Snitkin  
POB 2565  
Cave Junction, OR 97523

Debbie Lucas  
PO Box 2093  
Cave Junction, OR 97523

Kathleen Humphrey  
9545 Takilma Road  
Cave Junction, OR 97523

Geraldine Davidson  
Box 1747  
Cave Junction, OR 97523

Lynda Vanderlinden  
8025 Takilma Rd.  
Cave Junction, OR 97523

Gloria and Bob Ziller  
P.O. Box 419  
O'Brien, OR 97534



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 10  
1200 Sixth Avenue  
Seattle, Washington 98101

November 14, 2005

FIRST CLASS MAIL

Reply To  
Attn Of: ORC-158

Barry Snitkin  
POB 2565  
Cave Junction, OR 97523

**Re: In the Matter of Robert E. Kerivan and Bridgeview Vineyards, Inc.**  
**EPA Docket No. CWA-10-2005-0124**

Dear Mr. Snitkin:

Enclosed is a copy of a Consent Agreement and Proposed Final Order, in the matter referenced above. This document was sent to you on October 6, 2005, by certified mail, return receipt requested as one of the commenters who had submitted comments on the issuance of the Administrative Complaint filed in this matter on March 25, 2005. The package sent to you by certified mail was returned to EPA on October 28, 2005, as unclaimed.

To ensure that you are provided with the opportunity under Section 309(g)(4)(C) of the Clean Water Act (CWA), 33 U.S.C. § 1319(g)(4)(C), and 40 C.F.R. § 22.45(c)(4), to petition the Regional Administrator of the U.S. Environmental Protection Agency Region 10 (EPA) to set aside the Consent Agreement and Proposed Final Order on the basis that material evidence was not considered, the October 6, 2005 cover letter and Consent Agreement and Proposed Final Order is being resent to you by first class mail. If you intend to petition the Regional Administrator to set aside the Consent Agreement and Proposed Final Order, then EPA must receive your petition by December 19, 2005.

The petition must be sent to the following:

L. Michael Bogert  
Regional Administrator  
U.S. Environmental Protection Agency, Region 10  
1200 Sixth Avenue, RA-140  
Seattle, Washington 98101

(Original)

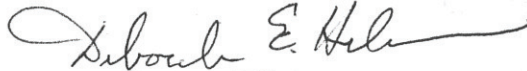
Deborah E. Hilsman (Copy)  
U.S. Environmental Protection Agency, Region 10  
1200 Sixth Avenue, ORC-158  
Seattle, Washington 98101

Clarence H. Greenwood, Esq. (Copy)  
Black Helterline  
1900 Fox Tower  
805 Southwest Broadway  
Portland, OR 97205-3359

A copy of 40 C.F.R. § 22.45 is enclosed for your reference.

Thank you for your interest in this matter. Please contact me at 206-553-1810, if you have any questions concerning the Consent Agreement and Proposed Final Order or the 40 C.F.R. § 22.45(c)(4) procedures.

Sincerely,



Deborah E. Hilsman  
Assistant Regional Counsel

Enclosures

cc: Clarence Greenwood, Esq.  
Yvonne Vallette, OOO

## List of Commenters

Gordon R. Lyford  
P.O. Box 118  
O'Brien, OR 97534

Barry Snitkin  
POB 2565  
Cave Junction, OR 97523

Debbie Lucas  
PO Box 2093  
Cave Junction, OR 97523

Kathleen Humphrey  
9545 Takilma Road  
Cave Junction, OR 97523

Geraldine Davidson  
Box 1747  
Cave Junction, OR 97523

Lynda Vanderlinden  
8025 Takilma Rd.  
Cave Junction, OR 97523

Gloria and Bob Ziller  
P.O. Box 419  
O'Brien, OR 97534